

Message Text

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70

ORIGIN ITFE-05

INFO OCT-01 EA-06 DHA-02 ORM-01 AID-05 INSE-00 JUSE-00

IO-10 HEW-02 VO-03 SCA-01 OMB-01 ISO-00 CIAE-00 PM-03

H-02 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02

SS-15 INRE-00 NSCE-00 SSO-00 USIE-00 /076 R

DRAFTED BY IATF:FWISNER:CH: D/HA:ORM:LAWIESNER:MB

APPROVED BY IATF:JTAFT

JUSTICE;MWOLF(SUBS)

DOD:R. DUBOIS

EA:ROBERT MILLER

D/HA:JMWILSON

D/HA:FSIEVERTS

----- 042490

O 232320Z JUL 75

FM SECSTATE WASHDC

TO CINCPACREP GUAM/TTPI IMMEDIATE

INFO DOD IMMEDIATE

JCS IMMEDIATE

CINCPAC IMMEDIATE

C O N F I D E N T I A L STATE 174055

E.O. 11652: N/A

TAGS: SREF VS

SUBJECT: VIETNAMESE REPATRIATES

JOINT STATE/DEFENSE

FOR: CINCPACREP AND SWEET

REF: (A) CINCPACREP GUAM 222310Z JUL 75

(B) GENEVA 5813 (C) GENEVA 5839

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1. W" ARE UNABLE TO AGREE WITH YOUR SUGGESTION THAT REPATRIATES BE ENCOURAGED OR PERMITTED TO DEPART GUAM ON THEIR OWN BY SHIP. WITHOUT AGREEMENT OF THE VIETNAMESE AUTHORITIES TO THEIR RETURN, THEIR SHIP COULD BE DENIED PERMISSION TO LAND IN VIETNAM, AND THEY COULD END UP BACK ON OUR HANDS. MOREOVER, THIS WOULD ABORT THE EFFORTS OF THE UNHCR, REQUESTED BY THE PRG AND DRVN, EXTENDED OVER SEVERAL MONTHS AND WITH A PROMISE OF SUCCESS, TO ARRANGE AN ORDERLY REPATRIATION. THE RESULT OF AN ACTION SUCH AS THIS COULD BE TO MAKE REPATRIATION A BILATERAL ISSUE BETWEEN THE U.S. AND THE VIETNAMESE AUTHORITIES WHICH WE WISH TO AVOID IF POSSIBLE. IT WOULD ALSO CAST THE REPATRIATES ADRIFT IN A MANNER WHICH WORLD OPINION WOULD UNDOUBTEDLY CRITICIZE AS IRRESPONSIBLE.

2. WE UNDERSTAND GOVGUAM'S DESIRE TO ASSERT AUTHORITY OVER PERSONS WITHIN THE TERRITORY BUT WOULD URGE THAT HE REFRAIN FROM MAKING REPATRIANTS A TEST CASE OF TERRITORIAL/ FEDERAL PREROGATIVES IN VIEW OF DELICATE INTERNATIONAL AS WELL AS HUMANITARIAN ISSUES INVOLVED.

3. IN ADDITION, IATF GENERAL COUNSEL STATES THAT GOVGUAM DOES NOT REPEAT DOES NOT HAVE THE AUTHORITY TO REMOVE ANY ONE FROM THE CUSTODY OF THE ATTORNEY GENERAL FOR THE PURPOSES OF DEPARTURE.

4. WE ASSUME THAT GORDON LENNOX IS PASSING TO THE REPATRIATES THE INFORMATION CONTAINED IN REF (B). YOU MAY ALSO WISH TO GIVE THE SAME INFORMATION TO GOVERNOR BORDALLO. KISSINGER

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Message Attributes

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06 JUL 2006

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